

12-10-01

A

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

245 FIRST STREET

18TH FLOOR

CAMBRIDGE, MASSACHUSETTS 02142-1292

TELEPHONE 617-444-8508

FACSIMILE 617-444-8608

WRITER'S DIRECT DIAL NUMBER  
617-444-8439

EMAIL: LAWRENCE.OLIVERIO@FINNEGAN.COM

November 16, 2001

ATTORNEY DOCKET NO. 8491.7018-00000

CUSTOMER NO. 22,852

EXPRESS MAIL LABEL NO. EF319411536US

**Box PATENT APPLICATION**  
**Assistant Commissioner for Patents**  
**Washington, DC 20231**

New U.S. Patent Application  
Title: SURGICAL INSTRUMENT  
Inventors: David L. BROCK and Woojin LEE

Sir:

We enclose the following papers for filing in the United States Patent and Trademark Office in connection with the above patent application.

1. Application - 113 pages, including 4 independent claims and 32 claims total.
2. Drawings - 36 sheets of drawings (Figures 1-28).
3. The filing fee is calculated as follows:

11/16/01  
1025 U.S. PTO  
WASHINGTON  
202-408-4000  
ATLANTA  
404-653-6400  
PALO ALTO  
650-849-6800

JC927 U.S. PTO  
10/008457  
11/16/01

TOKYO  
011-813-3431-8943  
BRUSSELS  
011-322-646-0353

10008457-111601

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Assistant Commissioner for Patents  
Express Mail Label No. EF319411536US  
November 16, 2001  
Page 2

Basic Application Filing Fee					\$740	\$ 740.00
	Number of Claims		Basic	Extra Claims		
Total Claims	32	-	20	12	x \$18	216.00
Independent Claims	4	-	3	1	x \$84	84.00
<input type="checkbox"/> Presentation of Multiple Dep. Claim(s)					+\$270	N/A
Subtotal						\$ 1,040.00
Reduction by 1/2 if small entity						- 520.00
TOTAL APPLICATION FILING FEE						\$ 520.00

4. No check is enclosed. Please charge deposit account 06-0916 in the amount of \$520.00. The fee includes:
- \$ 370.00 filing fee; and  
\$ 150.00 additional claims fee.

This application is a continuation-in-part of the applications identified on page 1 of the attached specification, in the paragraph entitled "CROSS REFERENCE TO RELATED APPLICATIONS". This application is being filed under the provisions of 37 C.F.R. § 1.53(b).

Applicants claim the right to priority based on the Provisional Patent Applications identified on page 1 of the attached specification, in the paragraph entitled "CROSS REFERENCE TO RELATED APPLICATIONS".

Please address all correspondence with respect to this application to:

Finnegan, Henderson, Farabow,  
Garrett & Dunner, L.L.P.  
1300 I Street, N.W.  
Washington, D.C. 20005-3315

This application is being filed under the provisions of 37 C.F.R. § 1.53(f).  
Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the Declaration.

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

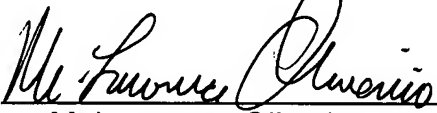
Assistant Commissioner for Patents  
Express Mail Label No. EF319411536US  
November 16, 2001  
Page 3

Please accord this application an application number and filing date.

The Commissioner is hereby authorized to charge any additional fees due and any other fees under 37 C.F.R. § 1.16 or § 1.17 during the pendency of this application to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By: 

M. Lawrence Oliverio  
Reg. No. 30,915

LMO/bev  
Enclosures

1006457 11601  
T03T 4548001

**CERTIFICATE UNDER 37 CFR § 1.10 OF  
MAILING BY "EXPRESS MAIL"**

Attorney Docket No. 8491.7018-00000

EF319411536US

USPS Express Mail Label Number

November 16, 2001

Date of Deposit

I hereby certify that this correspondence is being deposited with the United States Postal Services "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to: Box PATENT APPLICATION, Assistant Commissioner for Patents, Washington, D.C. 20231.

By: Beverly Strasnick

Beverly Strasnick

10003457 11601